

October 21, 1968

file

MEMO: For the Record

~~TO: Mr. Paul Maucher and Mr. Joe Longson~~

FROM: S. Bryce Montgomery

SUBJECT: Lower Jordan River Distribution

At the request of Mr. Wilford Burton, the Attorney of the Rudy Reclamation and Sportsman's Club, a meeting and field examination was held and made at the Husted Dam on the lower reaches of the Surplus Canal, October 10, 1968.

Present at the dam for this meeting and examination were:

Mr. D. F. Anderson - Rudy Reclamation and Sportsman's Club

Mr. Wilford Burton - Rudy Reclamation and Sportsman's Club

Mr. Joe Longson - Lessee of the Thomas E. Jeremy properties

Edwin J. Skeen - Attorney of the Harrison Duck Club

Paul Maucher - Lower Jordan River Commissioner

Donald Norseth - Distribution Directing Engineer of the State Engineers Office

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Bryce Montgomery*

Bryce Montgomery - Area Engineer of the State Engineers Office

The concern expressed by Mr. Anderson and Mr. Burton was that contrary to past agreement and directive from the State Engineer's Office, there had been unauthorized persons regulating the boards of the Husted Dam which has caused impairment of the flow right to Rudy Reclamation and Sportman's Club. It was agreed by those present that a more functional device be installed at the Husted Dam to regulate the flow of water passing through, which device could be locked by the commissioner or his appointed "gateman".

Mr. Skeen pointed out that the only diversion points of the Harrison Duck Club are located to the west of the Husted Dam structure and that the pipe running under the dike located immediately east of the Husted Dam was not one of their diversion points, but was merely a spillway for high water. All of those present agreed to Mr. Paul Maucher employing as an assistant or "gateman" Mr. Joseph R. Longson to regulate the Husted Dam for the forth-coming duck season. Because of Mr. Longson working in the area, he will be able to keep closer watch on the Husted Dam and will have the authority to apprehend any unauthorized person tampering with the regulation thereof.

It was further pointed out that Harrison Duck Club as well as the other users of water from the Surplus Canal, each need to install and maintain adequate diverting works which can properly regulate their water rights and allow a reasonable method of measurement thereof. This is particularly true with the Harrison Duck Club diverting outlets west of the Husted Dam structure. If Mr. Thomas E. Jeremy is to in any way use

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the Husted Dam as a diverting structure to flood irrigate his land, it should be done under the authority of an approved change application which has not yet been filed with the State Engineer's Office. These necessary diverting works should be installed before September 1, 1969.

In conclusion, it was agreed that the only persons authorized to regulate the Husted Dam is Mr. Paul Maucher, Lower Jordan River Commissioner, or his appointed assistant, Mr. Joseph R. Longson, under cooperation with the owners of the Harrison Duck Club, Rudy Reclamation and Sportsman's Club, North Point Fur and Reclamation and Thomas E. Jeremy. Any other person tampering with the structure will be subject to prosecution under Utah statutes.